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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1956 OF 2007

Shri. Balu Tukaram Bhoir and Ors. .. Petitioners

Versus

State of Maharashtra and Ors. ... Respondents

Mr.V.S. Deokar and Mr. Laxman Bedekar for Petitioners.

Mr. P.P. Kakade, A.G.P. for R. Nos. 1 to 3.

Mr.M.V. Limaye for R. Nos. 4 and 5.

CORAM: F.I. REBELLO &
R.M. SAVANT,JJ.
DATED: MARCH 23, 2007

P.C.:

. Rule. Heard forthwith.

. The Petitioners had earlier approached this court by various petitions which came to be disposed of on 10.11.2005. We had directed the Education Officer in terms of the Paragraph 4 to carry out an exercise as set out therein.

. By order of 11.10.2006, the Education Officer (Secondary) Z.P. Raigad, has passed an order. From the order, however, it appears that he has considered the right of the Petitioenrs not from the year to which they were claiming i.e. 1996-1999 but from the year 2002-2003 and or 2005-2006. This is

totally misreading of the order. The Petitioners have already made representation on 29.1.2007 that their case be considered. Considering the above, we direct the Education Officer (Secondary) Zilla Praishad, Raigad to consider the representation and after hearing the management to pass appropriate orders according to law at any rate not latter than eight weeks from today.

. The impugned order dated 11.10.2006 is set aside. The matter is remanded back to the Education Officer for rehearing in terms of the above order.

. Rule made absolute accordingly. No order as to costs.

. We make it clear that if the Petitioner cannot be continued, no other teacher will be employed till the decision by the Education Officer.

(R.M. SAVANT,J.) **(F.I.REBELLO, J.)**